

## **Amendments to the Claims:**

*This listing of claims will replace all prior versions, and listings, of claims in the application:*

1 - 33. (Cancelled).

34. (Previously Presented) The curable mineral construction product of claim 49, wherein the water redispersible polymer powder composition is prepared by spray drying an aqueous polymer dispersion together with said biocide.

35. (Previously Presented) The curable mineral construction product of claim 49, wherein the water redispersible polymer powder composition is prepared by spray drying an aqueous polymer dispersion to form a water redispersible polymer powder, and the biocide is admixed in solid form with the water redispersible polymer powder to form a water redispersible polymer powder composition.

36. (Previously Presented) The curable mineral construction product of claim 49, which contains a hydraulically settable mineral binder.

37. (Previously Presented) The curable mineral construction product of claim 49 which is a cement-free product.

38. (Previously Presented) The curable mineral construction product of claim 49, wherein the biocide consists of at least one of an isothiazolinone or a benzimidazole.

39. (Previously Presented) The curable mineral construction product of claim 49, wherein the biocide consists of one or more biocides selected from the group consisting of N-octylisothiazolinone, dichloro-N-octylisothiazolinone, chloromethylisothiazolinone, methylisothiazolinone, benzisothiazolinone, 2-(methoxycarbonylamino)benzimidazole, 2,4-

diamino-6-methylthio-1,3,5-triazine derivatives, o-phenylphenol, substituted ureas and phenylureas, phthalimide derivatives, iodocarbamate, pyrethroids, chloroacetamide, sodium borate, methylisopropylphenol, barium metaborate, and dithiocarbaminates.

40. (Previously Presented) The curable mineral construction product of claim 34, wherein the biocide consists of one or more biocides selected from the group consisting of N-octylisothiazolinone, dichloro-N-octylisothiazolinone, chloromethylisothiazolinone, methylisothiazolinone, benzisothiazolinone, 2-(methoxycarbonylamino)benzimidazole, 2,4-diamino-6-methylthio-1,3,5-triazine derivatives, o-phenylphenol, substituted ureas and phenylureas, phthalimide derivatives, iodocarbamate, pyrethroids, chloroacetamide, sodium borate, methylisopropylphenol, barium metaborate, and dithiocarbaminates.

41. (Previously Presented) The construction product of claim 49, wherein at least one film forming polymer comprises a polymer polymerized from one or more monomers selected from the group consisting of vinyl esters, (meth)acrylic esters, vinyl aromatics, olefins, 1,3-dienes, vinyl halides, and optionally, further monomers copolymerizable therewith.

42. (Previously Presented) The construction product of claim 49, wherein at least one film forming polymer comprises a copolymer comprising vinyl acetate and ethylene, a copolymer comprising vinyl acetate, ethylene and a vinyl ester of  $\alpha$ -branched monocarboxylic acids having from 9 to 11 carbon atoms, or a copolymer comprising styrene and one or more of methyl acrylate, ethyl acrylate, propyl acrylate, n-butyl acrylate, or 2-ethylhexyl acrylate.

43. (Previously Presented) A process for increasing the resistance of a cured mineral building product to microbial growth, comprising adding to a curable mineral building product composition, a water redispersible polymer powder composition containing at least one spray dried water redispersible polymer powder admixed with at least one solid biocidally active additive selected from the group consisting of bactericide active(s), fungicide active(s), and algicide active(s).

44. (Previously Presented) The process of claim 43, wherein the redispersible polymer powder composition is prepared by spray drying an aqueous polymer dispersion and a biocide.

45. (Previously Presented) The process of claim 44, wherein at least one biocide consists of at least one isothiazolinone or benzimidazole.

46. (Previously Presented) The process of claim 45, wherein the biocide consists of one or more biocides selected from the group consisting of N-octylisothiazolinone, dichloro-N-octylisothiazolinone, chloromethylisothiazolinone, methylisothiazolinone, benzisothiazolinone, 2-(methoxycarbonylamino)benzimidazole, 2,4-diamino-6-methylthio-1,3,5-triazine derivatives, o-phenylphenol, substituted ureas and phenylureas, phthalimide derivatives, iodocarbamate, pyrethroids, chloroacetamide, sodium borate, methylisopropylphenol, barium metaborate, and dithiocarbaminates.

47. (Previously Presented) A process for the preparation of a curable, biocide-containing mineral building material of claim 49, comprising admixing

- a) one or more mineral building composition components;
- b) water; and
- c) a redispersible polymer powder composition comprising at least one film forming redispersible polymer powder and a biocidal additive of at least one biocide, said biocidal component present in an amount of from 0.001 to 0.5 weight percent based on the weight of the redispersible polymer powder composition.

48. (Currently Amended) The process of claim 47, wherein the biocide consists of one or more of an isothiazolinone or benzimidazole, which is incorporated into the water redispersible polymer powder composition by spray drying an aqueous polymer dispersion and a biocide.

49. (Previously Presented) A curable mineral construction product comprising a water-redispersible polymer powder composition, said redispersible polymer powder composition comprising a water redispersible polymer powder and at least one biocidal additive selected from the group consisting of bactericide active(s), fungicide active(s), and algicide active(s), the biologically active additive being present in the water redispersible polymer powder composition in an amount of 0.001 to 0.5 percent by weight based on the weight of the water redispersible polymer powder composition.

50. (Currently Amended) The curable mineral construction product of claim 49, wherein the polymer of the redispersible polymer powder is a vinyl acetate, vinyl versatate and ethylene copolymer, and the [[solid]] biocide is a solid biocide consisting ~~consists~~ of N-octylisothiazolinone.

51. (Currently Amended) The curable mineral construction product of claim 34, wherein the polymer of the redispersible polymer powder is a vinyl acetate, vinyl versatate and ethylene copolymer, and the [[solid]] biocide is a solid biocide consisting ~~consists~~ of N-octylisothiazolinone.